IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

-

WRIT PETITION NO : 14029 of 2004

Between:

1. K.Subramanyam Raju, S/o K.Chanagalraju,
   R/o Anantharajupet Village, H/o Sreenivasanagar,

S.R.Nagar Post, Kodur Mandal, Kadapa District

2. K.Prabhavathamma, W/o K.Subramanyam Raju,
   R/o Anantharajupet Village, H/o Sreenivasanagar,

S.R.Nagar Post, Kodur Mandal, Kadapa District

.... PETITIONERS

AND

1. The Superintending Engineer, R & B Circle, Kadapa
2. The Executive Engineer, R & B Division, Kadapa
3. The Deputy Executive Engineer, R & B Sub-Division, Rajampet,
   Kadapa District
4. The District Collector, Kadapa
5. The Dy. Executive Engineer, Panchayat Raj Sub-division,

Panchayat Raj Dept., Rajampet, Kadapa district

(R5 is impleaded as per court order dt. 18-11-2004 in
WPMP 27612 of 2004)

....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ, Order, or Direction, more particularly one in nature of Writ of Mandamus declaring the action of the respondents in taking steps for formation of a pucca B.T.Road through the lands of the Petitioners situated in Sy.No.1674 of Anantharajpet Village, H/o Sreenivasanagar, Kodur Mandal, Kadapa District without resorting to acquisition under the provisions of land acquisition Act as illegal, irregular, arbitrary, unjustified, unconstitutional and unsustainable and direct the Respondents not to lay any pucca B.T.Road through the lands belonging to the Petitioner in Sy.No.1674 of Anantharajpet Village, H/o Sreenivasanagar, Kodur Mandal, Kadapa District.

Counsel for the Petitioners: MR.P.VEERA REDDY

Counsel for the Respondents: GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court made the following:

ORDER:

As requested by the learned counsel for the petitioners, the Writ Petition is dismissed as withdrawn. The petitioners are at liberty to pursue appropriate remedies before the Civil Court of Competent jurisdiction in respect of the grievances urged herein. The dismissal of this Writ Petition does not bar pursuit of such remedies. No order as to costs.

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31-12-2004

kvrm

To

1. The Superintending Engineer, R & B Circle, Kadapa
2. The Executive Engineer, R & B Division, Kadapa
3. The Deputy Executive Engineer, R & B Sub-Division, Rajampet, Kadapa District
4. The District Collector, Kadapa
5. The Dy. Executive Engineer, Panchayat Raj Sub-division,

Panchayat Raj Dept., Rajampet, Kadapa district

6. 2 CCs to GP for Panchayat Raj and Rural Development, High

Court Buildings, Hyderabad (OUT)

7. 2 CD copies.